

January 21, 2021

Dear Durham Planning Board Members and Durham Conservation Commission Members,

We, the neighbors and property owners living in the Ambler Way/Gerrish Drive community who strongly oppose the Mulhern conservation subdivision proposal do not agree with Attorney Somers' opinions, as expressed at the January 13 Planning Board meeting and in her recent letter. We agree with the Town's attorney insofar as she is of the view that the Mulherns retain legal access via Bagdad Road, and that this access serves their entire retained premises, to include the back land for the proposed project. Further, it is clear that any controversy and disputes regarding the Mulherns' access via Bagdad Road that arise from, or are associated with, their 2018 sale of 93 Bagdad Road certainly constitute self-made hardships.

Furthermore, we would like to address the fact that although the Mulherns are long-time Durham residents, and, as they have expressed, hardworking and honest residents that have raised a family here, those of us opposing this subdivision are also hardworking, honest, long-time residents with families...and collectively make up many more years of residency than the Mulherns. Should that part of their plea be taken into account, then ours should be as well. We as neighbors, have never disputed the subdivision itself, only the ROW access they are looking to use.

We urge that the Planning Board and the Conservation Commission recognize that there is an alternate access that would have much less adverse impact on wetlands.

Thank you for your time and consideration in this matter.

Respectfully submitted,

Gail Kelley and Andrew Merton, 11 Gerrish Drive
Molly and Michael White, 20 Ambler Way
Cindy and John Lewis, 9 Gerrish Drive
Diana and John Carroll, 54 Canney Road
Kimberly and Peter Sweetman, 18 Ambler Way
Christine and James Conlon, 6 Gerrish Drive
Eric Fisher, 3 Gerrish Drive
Alexandria Turcotte and Zachary Smart, 4 Gerrish Drive
Lynn Zlotkowski and Shannon Brown, 5 Gerrish Drive